

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS,
EASTERN DIVISION

JOSEPH MUNDY,

Plaintiff,

v.

YELLOW TRANSPORTATION COMPANY, INC.,
SHORT-TERM DISABILITY PLAN, Designated for
Employees of Yellow Transportation, Inc.; YELLOW
TRANSPORTATION COMPANY, INC. LONG-
TERM DISABILITY PLAN, Designated for
Employees of Yellow Transportation, Inc.; CIGNA
CORPORATION, in its capacity as Administrator of
the Plans;

Defendants.

Case No.: 08 C 1576

Judge Bucklo

Magistrate Judge Valdez

**AGREED MOTION FOR EXTENSION OF TIME ON BEHALF OF ALL
DEFENDANTS**

Defendants, CIGNA CORPORATION, which is not a proper defendant to this case, and YELLOW ROADWAY CORPORATION LONG-TERM DISABILITY INSURANCE PLAN ("LTD Plan"), by their undersigned counsel, respectfully moves this Honorable Court for a final 21 day extension of time, up to June 19, 2008, in which all defendants may answer or otherwise plead to plaintiff's complaint, stating as follows:

1. Plaintiff filed this action seeking to recover benefits under a short-term disability plan ("STD Plan") and the LTD Plan. No defendant has filed a substantive response to the complaint because the parties have attempted to come to an agreement about who the proper defendants to plaintiff's claims are.

2. On May 28 and 29, 2008, plaintiff's counsel told the undersigned that he would file an amended complaint substituting Life Insurance Company of North America ("LINA") as defendant in place of CIGNA Corporation and making other changes to the original complaint.

3. Because an amended complaint will be filed, all defendants respectfully request a 21 day extension so that they can respond to the amended complaint, rather than the original complaint that will be withdrawn.

4. In a phone conversation on May 29, 2008, counsel for the plaintiff stated that he agreed to the 21-day extension requested in this motion.

WHEREFORE, Defendant, CIGNA CORPORATION, respectfully requests that this Honorable Court grant all defendants a 21 day extension of time, up to May 29, 2008, in which to answer or otherwise plead to plaintiff's complaint.

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Respectfully submitted:

CIGNA CORPORATION and YELLOW
ROADWAY CORPORATION LONG-TERM
DISABILITY INSURANCE PLAN

By: /s/ Peter E. Pederson
One of its Attorneys

CERTIFICATE OF SERVICE

I, the undersigned attorney, certify that on May 29, 2008, I e-filed this motion using the Court's CM/ECF system, which will make a copy available to counsel of record identified below.

s/Peter E. Pederson

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